

Name of Person Filing Document: _____
Address: _____
City, State, Zip Code: _____
Telephone Number: _____
Representing ☐ Self (Without a Lawyer) or ☐ Attorney for _____
State Bar Number (if applicable): _____

**SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY**

In the Matter of the Estate of _____

Case Number: _____

**AFFIDAVIT FOR TRANSFER OF
REAL PROPERTY TITLE**

☐ an Adult ☐ a Minor, deceased

STATE OF ARIZONA)
COUNTY OF MARICOPA)ss.

I am signing this affidavit, being first duly sworn, and on my oath I state as follows:

1. INFORMATION ABOUT PERSON WHO DIED

(Name of person who died) _____ died on (date) _____.

2. PLACE OF DEATH. (Check one box)

- ☐ At the time of death, decedent was living in Maricopa County in Arizona, **OR**
☐ At the time of death, decedent was not living in Arizona but was living at (city and state) _____, and owned real property located in Maricopa County in Arizona.

3. RELATIONSHIP. This is my relationship to the person who died: (explain) _____

4. DESCRIPTION OF REAL PROPERTY. The legal description of the real property located in Maricopa County Arizona is: _____

5. INTEREST OF PERSON WHO DIED IN PROPERTY. The interest of the person who died in the real property is (list how person who died had title to the property or other interest in the property). _____

6. VALUE OF ESTATE. The assessed value in the estate of the person who died of all real property located in this state, including any debt secured by a lien on real property, less liens and encumbrances against the real property as of the date of decedent's death, does not exceed \$50,000.00.

7. **SIX MONTH REQUIREMENT.** Six months have elapsed since the death of the person who died as shown in a certified copy of the death certificate attached to this affidavit.
8. **PERSONAL REPRESENTATIVE.** An application or petition for appointment of a personal representative is not pending or has not been granted in any jurisdiction OR an application has been granted but the personal representative has been discharged or more than one year has elapsed since a closing statement has been filed and the \$50,000 limit on the value of the property has not been exceeded.
9. **FUNERAL EXPENSES.** Funeral expenses, expenses of last illness, and all unsecured debts of the person who dies have been paid.
10. **REASON WHY I AM ENTITLED TO THE PROPERTY.** That the persons signing the affidavit are entitled to the real property because (check the boxes that apply):
- ☐ I am decedent's spouse and I am claiming the allowance in lieu of homestead (\$18,000) exempt property (\$7,000) and family allowance (\$12,000). (A.R.S. 14-2401 through 14-2405)
 - ☐ There is no surviving spouse of the decedent and I am the living dependent or minor child of the person who died. I am claiming the allowance in lieu of homestead (\$18,000) exempt property (\$7,000), and family allowance (reasonable allowance for maintenance of family during administration of estate, generally up to one year). (A.R.S. 14-2401-03). All other dependent children of my parent with equal or greater right than I have to the property, who are listed above, have all assigned their entire interests in the estate to me, which is proven by the copy of the document they signed to this effect that I am attaching to this affidavit or they have signed this affidavit indicating their interest in the property.
 - ☐ I am named in the will dated _____ of the person who died, the original of which is attached to this affidavit, or a certified copy of the Will which has been probated as follows (name court and case number) _____.
 - ☐ The person who died had no will, but I am entitled to the property under law because (check one box)
 - ☐ I am the spouse of the person who died;
 - ☐ I am a living child of the person who died, and there is no living spouse;
 - ☐ I am the living parent of the person who died, and there are no living children or spouse;
 - ☐ I am a living brother or sister of the person who died, and there are no living children, spouse, or parents.
 - ☐ The person died without a will and I am the sole heir.
 - ☐ The person died without a will and the people with equal or greater right than I have to the property, have all assigned their entire interests in the estate to me, which is proven by the copy of the documents they signed to this effect that I am attaching to this affidavit or have signed this affidavit indicating their interest in the property.
 - ☐ The person died and left a valid will giving the entire estate to me.
 - ☐ The person died and left a valid will and the people with equal or greater right than I have to the property, who are listed above, have all assigned their entire interests in the estate to me, which is proven by the copy of the documents they signed to this effect that I am attaching to this affidavit or have signed this affidavit indicating their interest in the property.
11. **OTHER PERSONS.** No other person has a right to the interest of the decedent in the described property.
12. **TAXES.** No federal or Arizona estate tax is due on the person who died estate.

13. TRUE STATEMENTS. All statements in this affidavit are true and material. I acknowledge that any false statement may subject me to penalties relating to perjury.

Signature of Affidavit

SUBSCRIBED AND SWORN TO before me this _____ day of _____, _____, by

_____.

Notary Public

My commission expires: _____